

ERIE COUNTY LEGISLATURE
MEETING NO. 19
OCTOBER 2, 2014

The Legislature was called to order by Chair Mills.

All members present, with the exception of Legislator Miller-Williams.

An Invocation was held, led by Mr. Burke, who requested a moment of silence.

The Pledge of Allegiance was led by Mr. Rath.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 18 from 2014. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MS. GRANT presented a resolution Celebrating the Life of Gary Damone Hooser.

Item 6 – MS. GRANT presented a resolution Celebrating the Life of Gregory Ashley and Declaring September 27, 2014 as "Minister Gregory Day" in Erie County.

Item 7 – MS. MILLER-WILLIAMS presented a resolution Celebrating National Hispanic Heritage Month September 15 to October 15.

Item 8 – MS. MILLER-WILLIAMS & MS. GRANT presented a resolution Congratulating the Outstanding Citizens to be Honored at the 42nd Annual Black Achievers Awards.

Item 9 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Congratulating Buffalo Niagara Chapter of NYS Women on 80 Years of Service to Women and the Community.

Item 10 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Congratulating Althea Luehrsen as Buffalo Niagara Chapter of NYS Women's 2014 Outstanding Woman.

Item 11 – MR. MORTON presented a resolution Congratulating Alden Family Dentistry on Receiving the 2014 Business of the Year Award from the Alden Chamber of Commerce.

MR. LORIGO moved for consideration of the above seven items. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above seven items to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above seven items as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 12 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 13 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 14 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 15 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 16 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2014 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 17 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 233

September 25, 2014	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MORTON.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item has hereby failed, by lack of a majority vote for approval:

- a. COMM. 18E-12 (2014)
COUNTY EXECUTIVE: “Amend 163III-D2014 Grant”
(2-3) Legislators Dixon, Lorigo, Chair Mills voted in the negative.

2. INTRO. 17-7 (2014)

SAVAGE

WHEREAS, electronic cigarettes ("E-Cigarettes") or "Electronic nicotine delivery systems" have become increasingly popular and are currently unregulated by the U.S. Food & Drug Administration (FDA), nor are they regulated by New York State or local governments; and

WHEREAS, the introduction, use and marketing of E-Cigarettes has launched an entire new industry, and at the same time, presents challenges for public health policymakers, parents and caregivers, along with people who do not smoke but who, nonetheless, are increasingly coming into contact with E-Cigarettes emissions that may pose health consequences; and

WHEREAS, government officials have also been confronted with a growth industry that has led to storefronts opening in many locations, leading officials to consider what laws need to catch up with this new consumer product in terms of regulation and inspection; and

WHEREAS, while E-Cigarettes were first marketed to people interested in quitting cigarette smoking, E-Cigarettes have unfortunately attracted the attention of school-age children who have increasingly taken up the product in what many describe as a new fad, even though the health consequences of "vaping" are unsettled scientifically; and

WHEREAS, the utilization of E-Cigarettes for smoking cessation has been deemed appropriate by many in the healthcare industry - recently the American Heart Association issued its first policy statement concerning E-Cigarettes where they endorsed E-Cigarettes as "a last resort" for quitting cigarette smoking, following a similar statement by the American Cancer Society; however, both organizations expressed grave reservations about the casual use of E-Cigarettes due to nicotine vaporization as well as the formaldehyde that is contained in some E-Cigarette products; and

WHEREAS, the American Heart Association and the American Cancer Society have also called for more regulation of these products, and have expressed alarm concerning the growing popularity of E-Cigarettes among young people; and

WHEREAS, Erie County needs to initiate fact-finding concerning E-Cigarettes in order to inform and protect County residents, and also prior to the crafting of a new County law or amending existing County law; and

WHEREAS, Erie County Local Law #5-1996 was adopted to regulate tobacco smoking and help prevent the harmful effects of nicotine and second hand smoke, and was subsequently amended to strengthen the regulation in 1999 by Local Law #5-1999; and

WHEREAS, New York State passed the Clean Indoor Air Act-2003, strengthening the already progressive and forward thinking actions of Erie County leaders; and

WHEREAS, in 2009 the FDA warned that "laboratory analysis of electronic cigarette samples has found that they contain carcinogens and toxic chemicals such as diethylene glycol, an ingredient used in antifreeze;" and

WHEREAS, the FDA and World Medical Association have expressed concerns that the potential health risks have not been studied through rigorous clinical trials, and that E-Cigarettes are not regulated as a tobacco product, or regulated as a therapeutic device by the FDA; and

WHEREAS, the use of E-Cigarettes in smoke-free locations can cause confusion and concerns because the vapor emitted is visually similar to smoke, and the increasingly social acceptance may increase the use of nicotine in youth and undermine the progress made in recent years discouraging smoking; and

WHEREAS, Erie County Personnel Policies and Procedures (Chapter X, Section 15), already prohibits the use of electronic cigarettes in the workplace for all Erie County employees except at designated smoking areas outside County facilities; and

WHEREAS, the Cities of Chicago, Los Angeles, and New York have already amended their clean indoor air acts and related legislation to include the ban of electronic cigarettes in venues and areas that are currently designated as 100% smoke-free.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature deems it necessary to conduct fact-finding concerning E-Cigarettes in regards to their regulation and the potential to update relevant County law, as well as to gain insight concerning the proliferation of E-Cigarettes storefronts in relation to regulation and/or inspection concerning this new product and industry; and be it further

RESOLVED, that this Legislature's Health & Human Services Committee initiate public dialogue concerning this matter where the Commissioner of Health, Erie County Attorney, stakeholders in the E-Cigarette industry, as well as any other individual deemed appropriate, shall be invited to future meetings of the committee in order to address the issues involved; and be it further

RESOLVED, that the Clerk of the Legislature forward certified copies of this resolution to the County Executive, Commissioner of Health, County Attorney, and E-Cigarette industry stakeholders.

(5-0)

3. COMM. 18E-9 (2014)

COUNTY EXECUTIVE

Dear Honorable Members,

Pursuant to powers vested in me by Section 11.09 of the Erie County Charter, I hereby appoint the following to the Erie County Youth Bureau Board for the term stated:

Name:	Term Ending:
Mitchell Nowakowski	August 31, 2016
343 Franklin St.	
Apt. 6	
Buffalo, NY 14202	

Ryan Taughrin	August 31, 2016
110 Orchard Ave.	
West Seneca, NY 14224	

Please contact my office with any questions you may have regarding these appointments.
(5-0, Receive, file, and print)

4. COMM. 18E-10 (2014)

COUNTY EXECUTIVE

WHEREAS, local youth bureau funding, provided by New York State, supports up to \$100,000 of administrative funding to assist in the management and monitoring of Youth Bureau programs; and

WHEREAS, the Erie County Youth Bureau will be converting their performance reporting for Youth Bureau programs previously established via RBA software to a local system developed and monitored by Community Connections of New York; and

WHEREAS, Community Connections of New York currently delivers a similar product for other county departments servicing the youth population; and

WHEREAS, Erie County Youth Bureau is seeking the consistency and compatibility the use of this vendor will provide; and

WHEREAS, the increased scope of monitoring of the municipal programs facilitates needed measurement of the effectiveness of provider programs serviced by the Erie County Youth Bureau; and

WHEREAS, there is no additional local share necessary and 100% reimbursement will be received from the state.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments are hereby authorized in the 2014 Adopted Budget:

Youth Bureau, Fund 110, Department 12530		
ACCOUNT	DESCRIPTION	INCREASE
Expense		
516010	Contractual Services – Non Profit POS	<u>\$19,466</u>
	Total Expenditures	<u>\$19,466</u>
Revenue		
408000	State Aid – Youth Programs	<u>\$19,466</u>
	Total Revenues	<u>\$19,466</u>

RESOLVED, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with Community Connections of New York; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the Commissioner of Social Services, the Erie County Comptroller and the Director of the Division of Budget and Management.

(5-0)

5. COMM. 18E-13 (2014)

COUNTY EXECUTIVE

WHEREAS, the Department of Senior Services Ready or Not Grant, which is 100% funded by the Health Foundation for Western & Central New York (Foundation) has been extended through May 31, 2015; and

WHEREAS, the Department's grant proposal and contract with the Foundation calls for a portion of the grant funds to be used to secure consultant services that will provide technical assistance, including developing planning and program monitoring protocols for new services and funding streams; and

WHEREAS, the Department of Senior Services desires to contract with Charles Battaglia, for the period September 1, 2014 to May 31, 2015, at a cost not to exceed \$6,000 to function as a consultant for the Ready or Not Grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to enter into a \$6,000 consultant contract with Charles Battaglia, for the Department of Senior Services Ready or Not Grant; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, and the Department of Senior Services.

(5-0)

LYNNE M. DIXON
CHAIR

Item 18 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 234

September 25, 2014	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 18M-1 (2014)
BUFFALO & EC PUBLIC LIBRARY: “September 18, 2014 Board of Trustees Meeting Agenda”
(6-0)

KEVIN R. HARDWICK
CHAIR

Item 19 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 235

September 25, 2014	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, all items are hereby tabled.

KEVIN R. HARDWICK
CHAIR

Item 20 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 236

September 25, 2014	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 18E-14 (2014)
COUNTY EXECUTIVE: “Letter to the Majority Caucus Requesting Input on 2015 Budget”
(6-0)

JOSEPH C. LORIGO
CHAIR

Item 21 – MR. RATH presented the following report and moved to separate item number 2 and approve the balance of the report. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 237

September 25, 2014	PUBLIC SAFETY COMMITTEE REPORT NO. 12
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ALL MEMBERS PRESENT, EXCEPT FOR LEGISLATOR GRANT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 17E-24 (2014)
RATH: “Copy of Correspondence from the EC Fire Advisory Board to Legislator Rath Re: 400MHz Radio System”
(5-0)

2. COMM. 17E-20 (2014)

SHERIFF

AS AMENDED

WHEREAS, the Jail Management Division finds it necessary to make certain purchases for the safe and efficient operation of the Erie County Holding Center, and

WHEREAS, the additional cameras will provide for increased security and safety for the Deputies and inmates, and

WHEREAS, Erie County Sheriff's Office Jail Management Division will conduct an assessment of current cameras and locations and re-deploy existing cameras to increase surveillance coverage, and

WHEREAS, the addition and upgrade of cameras and software will provide for enhanced resolution and storage of records for future investigations, and

WHEREAS, necessary funds exist within the Jail Phone Revenue Trust account, and

WHEREAS, pursuant to Communication 6E-24 approved by your Body on May 9, 2013, the County Executive and the Sheriff jointly agree that available telephone revenue should be utilized for these purposes.

NOW, THEREFORE BE IT

RESOLVED, that the Division of Budget and Management is hereby authorized to budget \$74,338 in Jail Phone Revenue and increase the following account within the Jail Management Division:

Account# 561410 Cameral Upgrades, Remote Software for Administration and
Failing Hard drives - \$74,338

and be it further;

RESOLVED, that certified copies of this resolution be transmitted to the Erie County Sheriff's Chief of Administration, the County Executive, the Division of Budget and Management and the Office of Comptroller.
(5-0)

EDWARD A. RATH, III
CHAIR

LEGISLATOR RATH moved that item number 2 be returned to the PUBLIC SAFETY COMMITTEE for further consideration. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

LEGISLATOR RESOLUTIONS

Item 22 – CHAIR MILLS directed that the following resolution be referred to the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

INTRO. 19-1 from SAVAGE, GRANT, LOUGHRAN, MILLER-WILLIAMS & BURKE. Amend and Update County Law in Relation to the Regulation of Smoking in Erie County to Include E-Cigarettes.

Item 23 – CHAIR MILLS directed that the following resolution be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

INTRO. 19-2 from BURKE, GRANT & MILLER-WILLIAMS. Supporting the ‘Microbead-free Waters Act’ in New York State Senate.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

Item 24 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 19-3 from LEGISLATORS RATH, MILLS, LORIGO, DIXON, HARDWICK & MORTON. Re: Support for the Federal Historic Tax Credit (HTC) and the Creating American Prosperity Through Preservation (CAPP) Act.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 25 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19M-10 from the CITIZENS SALARY REVIEW COMMISSION. Re: 2014 Final Report.

Item 26 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19D-5 from the INTERIM COMMISSIONER, DEPARTMENT OF LABOR RELATIONS. Re: Letter Regarding Comptroller’s Proposal for Internal Audit Outsourcing.

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 27 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19E-14 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 2 - Contract No. 79-A Contract Close Out with L.P. Ciminelli Construction Corp.

Item 28 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19E-15 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 4 - Purchase of Property at 36 Michael Anthony Ln, Town of Lancaster.

The above two items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 29 – MR. LORIGO presented the following resolution and moved for consideration. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 238

RE: Highway Maintenance Facilities, New
Salt Storage Buildings - Clarence and
Hamburg
(COMM. 19E-1)

WHEREAS, your honorable body has previously approved construction contracts with the lowest responsible bidders for an amount not to exceed \$500,000.00 for the Clarence & Hamburg Highway Maintenance Facilities-2014-New Salt Storage Buildings; and

WHEREAS, on August 19, 2014, the Department of Public Works received bid proposals for the Clarence and Hamburg Highway Maintenance Facilities 2014 New Salt Storage Buildings project which were in excess of the previously approved amount; and

WHEREAS, additional funds to the amount of \$125,000.00 are available in the 2014 capital budget for use on this project; and

WHEREAS, the lowest responsible bidder for the general construction work was Kirst Construction, Inc. and for the electrical contract was Industrial Power and Lighting.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to increase the previously approved amount for the Clarence and Hamburg Highway Maintenance Facilities 2014 New Salt Storage Buildings from \$500,000 total contract, including construction contingency, to \$625,000; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Account: A.14003- 2014 Countywide Code and Environmental Compliance; for an amount not to exceed \$125,000.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

FROM THE COUNTY EXECUTIVE

Item 30 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 239

RE: Department of Senior Services –
Consultant Contract for 163III-D2014
Grant
(COMM. 19E-2)

WHEREAS, the Department of Senior Services (Department) Disease Prevention and Health Promotion grant (III-D) funds the Erie County Living Healthy Program, which currently includes the Chronic Disease Self-Management Program (CDSMP) and Diabetes Self-Management Program (DSMP); and

WHEREAS, as a result of a request for proposal (RFP) process, the Department had previously awarded a \$5,000 contract to consultant Beverly Sottile-Malona, for the period June 1, 2013 to September 30, 2014, to provide technical assistance, including assistance in strategic planning and execution of the CDSMP; and

WHEREAS, the Department desires to extend Ms. Malona's contract for an additional three month period, October 1, 2014 to December 31, 2014 at a cost not to exceed \$1,200; and

WHEREAS, budgetary appropriations within the III-D2014 grant's Professional Services Contracts & Fees account are available to cover the cost of the contract extension; and

WHEREAS, the Department will gain the ability to maintain our capacity to offer the disease management programs to seniors in Erie County;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to extend the existing contract with consultant Beverly Sottile-Malona, to cover the period October 1, 2014 through December 31, 2014 at a cost not to exceed \$1,200 funded out of the IID2014 grant's existing Professional Services appropriations, to continue to provide technical assistance, including assistance in strategic planning and execution of the CDSMP; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, and the Department Senior Services.

FROM LEGISLATOR MILLER-WILLIAMS

Item 31 – (COMM. 19E-3) Letter Regarding Absence for Legislative Session 19

Received, filed & printed.

Dear Chairman Mills,

Due to my participation at the New York State's Minority and Women-Owned Business Enterprises Forum being held on October 1-2, 2014 in Albany, NY, I will not be in attendance during the Erie County Legislature Session scheduled for October 2, 2014.

Please contact me at my District Office at (716) 842-0490 with any questions or concerns.

Sincerely,
Barbara Miller-Williams

FROM LEGISLATOR GRANT

Item 32 – (COMM. 19E-4) Minority Caucus Appointment to the EC Community Coordinating Council on Children and Families

Received, filed & printed.

Dear County Executive Poloncarz,

I write to you today concerning the second of the two Minority Caucus recommendations for your consideration of appointment to the Erie County Community Coordinating Council on Children and Families.

Pursuant to Local Law No. 3 of 2014, the County Executive shall appoint to the council at least two persons recommended by the Minority Leader of the Erie County Legislature, subject to Legislature confirmation once appointed by the County Executive.

As Minority Leader, I enthusiastically recommend James McDonald (230 Thompson St., Buffalo, NY 14207), who is an Assistant Unit Director at the Boys & Girls Club, for one of the Community Coordinating Council appointments, and have enclosed some biographical information about Mr. McDonald. As a young man who is very active with at-risk youth, I am certain that Mr. McDonald will be an excellent choice as a member of the Community Coordinating Council.

Should you have any questions, please don't hesitate to contact me.

Thank you.

Sincerely,
Betty Jean Grant

James McDonald
Assistant Unit Director at Town Boys & Girls Club

Current: Town Boys & Girls Club, Camp TeBeCe
Previous: Town Boys & Girls Club
Education: Buffalo State College

Summary

I am currently in my fifth year of study at Buffalo State College and I am working on earning BA in Broadcast Journalism with a Concentration in Sports Communication. I also work for an organization that services children from all over the city of Buffalo and neighboring suburbs. The Boys and Girls Clubs of the Northtowns offers parents a safe, fun, comforting environment for them to send their children.

Experience

Assistant Unit Director Town Boys & Girls Club
September 2014-Present

I am the Senior most staff member under our Unit Director. I am responsible for the planning and implementation of all the Boys and Girls Clubs of America National Programs. These programs range from topics on preparing teenagers for Education after High School and promoting staying away from Substance Abuse.

Assistant Camp Director - CampTeBeCe
July 2006-Present

I am the second in charge of a Camp that serves over 125 campers between the ages of 5 and 13 every week over the summer. Our Camp includes activities such as Nature Lure, Arts & Crafts, Phys. Ed., Fishing, and Archery.

Senior Program Director
Town Boys & Girls Club
October 2006-August 2014

I am the Senior most staff member under our Unit Director and Assistant Unit Director. I am responsible for the planning and implementation of all the Boys and Girls Clubs of America

National Programs. These programs range from topics on preparing teenagers for Education after High School and promoting staying away from Substance Abuse.

Education
Buffalo State College - 2009-2014
Bachelor of Arts (B.A.), Broadcast Journalism with a Concentration in Sports
Communication

Hutchinson Central Technical High School - 2005 - 2009
High School Diploma

FROM THE COUNTY EXECUTIVE

Item 33 – (COMM. 19E-5) Old County Hall Lighting Upgrades

Item 34 – (COMM. 19E-6) Establishing a Canadian Office for Economic Development

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 35 – (COMM. 19E-7) Isle View Park Easement Requests

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM CHAIR MILLS, LEGISLATORS LORIGO, DIXON, HARDWICK, MORTON & RATH

Item 36 – (COMM. 19E-8) Caucus Letter Regarding 2015 Budget

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 37 – (COMM. 19E-9) HLM Holding LLC - Tax Repayment Agreement

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR HARDWICK

Item 38 – (COMM. 19E-10) Letter Inviting Amigone Funeral Homes, Inc to Government Affairs Committee Meeting

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 39 – (COMM. 19E-11) Appointments to the EC Community Coordinating Council on Children and Families

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 40 – (COMM. 19E-12) Appointment to EC Fire Advisory Board

Item 41 – (COMM. 19E-13) EC Holding Center Exterior Sealant Restoration

The above two items were received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF THE LEGISLATURE

Item 42 – (COMM. 19D-1) Letter of Resignation as Clerk of the Legislature

Received, filed & printed.

Dear Mr. Clerk:

I resign as Clerk of the Erie County Legislature, effective at 11:59 PM on September 30, 2014.

Thank you.

Sincerely,
Scott W. Kroll

FROM THE COMMISSIONER, DEPARTMENT OF ENVIRONMENT AND PLANNING

Item 43 – (COMM. 19D-2) Linwood-Allentown Preservation, LLC PILOT

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES

Item 43 – (COMM. 19D-3) Comm. 12E-34 Compliance Report - August - CPS Caseloads

Item 44 – (COMM. 19D-4) Comm. 12E-34 Compliance Report - August 2014

The above two items were received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE HULL FAMILY HOME & FARMLAND

Item 45 – (COMM. 19M-1) The Patriot Newsletter

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NFTA

Item 46 – (COMM. 19M-2) Annual 17A Report

Item 47 – (COMM. 19M-3) August 28, 2014 Board Minutes

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Item 48 – (COMM. 19M-4) Fact Sheet for 1130 Niagara Street Site

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE KNOER GROUP

Item 49 – (COMM. 19M-5) Sheridan Park, Inc and Amigone Funeral Home Response to Committee Meeting Hearing

Item 50 – (COMM. 19M-6) Correspondence Regarding Sheridan Park, Inc Crematory

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM MARK J. TRAVERS

Item 51 – (COMM. 19M-7) Remarks Regarding E-Cigarettes and Liquid Nicotine

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM MWBE UTILIZATION ADVISORY BOARD

Item 52 – (COMM. 19M-8) July 28, 2014 Meeting Minutes

Received and referred to the MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE.

FROM THE NYS COMPTROLLER

Item 53 – (COMM. 19M-9) Audit Regarding Controlling Inmate Hospital Costs for Period Jan-Dec 2012

Received and referred to the PUBLIC SAFETY COMMITTEE.

SUSPENSION OF THE RULES

Item 54 - MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19E-16 from CHAIR MILLS, LEGISLATORS LORIGO, GRANT, DIXON, HARDWICK, MORTON, RATH, BURKE, LOUGHRAN & SAVAGE. Re: Petition for Clerk of the Legislature

We, the undersigned, representing a majority of the members of the Erie County Legislature do hereby nominate Karen M. McCarthy as Clerk of the Legislature for 2014-2015.

Betty Jean Grant – 2nd District

Peter J. Savage III – 3rd District

Kevin R. Hardwick – 4th District

Thomas A. Loughran – 5th District

Edward A. Rath III – 6th District

Patrick B. Burke – 7th District

Ted B. Morton – 8th District

Lynne M. Dixon – 9th District

Joseph C. Lorigo – 10th District

John J. Mills – 11th District

MR. LORIGO moved to close nominations. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved that Karen M. McCarthy be the CLERK OF THE ERIE COUNTY LEGISLATURE for 2014. MS. GRANT seconded.

CHAIR MILLS moved the question, and directed that a roll-call vote be taken.

AYES: MR.BURKE, MS. GRANT, MR. LOUGHRAN, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON and MR. RATH. NOES: None.
(AYES: 10; NOES: 0)

CARRIED UNANIMOUSLY.

MS. MCCARTHY, having received the required number of votes cast was declared duly elected CLERK OF THE ERIE COUNTY LEGISLATURE for 2014.

ANNOUNCEMENTS

Item 55 – CHAIR MILLS announced that the committee schedules and agendas have been distributed.

MEMORIAL RESOLUTIONS

Item 56 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Barbara Ott.

Item 57 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of this year's victims of homicides in the City of Buffalo.

Item 58 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Alyssa Loschiavo.

Item 59 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Robert D'Amato, John D'Angelo, Ralph Fudoli, Anthony Mercurio, James Metz, and Linda Pries.

ADJOURNMENT

Item 60 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, October 16, 2014 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, October 16, 2014 at 2:00 p.m. Eastern Standard Time.

**CHRISTOPHER L. JACOBS
ACTING CLERK OF THE LEGISLATURE
ERIE COUNTY CLERK**